

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-01-22**

Date Published: January 15, 2009
For Work Week Commencing: January 19, 2009
Commission Meeting: January 22, 2009, 9:00 a.m.

General Introduction *This agenda is the Commission's Utility Division agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.*

Place of Meetings *All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.*

Live webcast *Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

Inquiries *General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.*

Accommodation for Persons with Disabilities *Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.*

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2008.6.61 – Energy West Montana – Application to Make Interim Adjustments Final and Reconcile the Gas Cost Tracking Mechanism - Act on final order. (1/22/09)
2. D2008.4.36 – PSC Investigation of NorthWestern Corporation's Compliance with Order 6505e – Discuss and act on motions for reconsideration. (1/22/09)
3. D2008.12.143 – NorthWestern Energy – Application for Automatic Rate Adjustment and Tracking for Taxes and Fees – Consider draft final order. (1/22/09)
4. Northern Tier Transmission Group (NTTG) – 1) Appointment of Commissioner Ken Toole to the NTTG Steering Committee to replace former Commissioner Doug Mood. 2) Brief overview on NTTG activities. (1/22/09)
5. Organization of MISO States (OMS) – Price Responsive Demand – Staff presentation of MISO tariff language changes regarding Price Responsive Demand and Capacity in Module E suggested by OMS. (1/22/09)
6. Placeholder - D2008.10.123 – HLH, LLC – Application to Implement Increased Rates for Water Service in its Big Sky, Montana, Service Area – Consider, approve or deny interim rates. (1/22/09)
7. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/22/09)
8. **1/20/09, 1/21/09, 1/23/09 8:30 a.m.** – Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/20/09, 1/21/09, 1/23/09) (Commission Conference Room – live web audio feed – not archived)

Other Meetings

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. AT&T N2009.1.1 (Scott)

On January 8, 2009, AT&T filed Tariff Transmittal 2009-01 - Access Services and Network Interconnection Services Tariff. The purpose of this filing is to add clarifying language regarding billing and collections disputes. AT&T requests an effective date of February 8, 2009.

2. Qwest Corporation N2009.1.2 (Scott)

On January 9, 2009, Qwest filed Tariff Transmittal 09-01 - Qwest Choice Business Add-A-Line Changes. The purpose of this filing is to revise Exchange and Network Services Tariff and Price List pages to remove the limitation on Qwest Choice Business Add-A-Line (USOC PGOQN). Currently, customers can purchase only two Add-A-Lines for every Qwest Choice Business or Qwest Choice Business Plus package. These limits are being removed so that customers can purchase as many Add-A-Lines as they wish as long as they have either the Qwest Choice Business or Qwest Choice Business Plus package on their account. The Add-A-Line package is found in Section 5.9.1 of Qwest's Exchange and Network Services Tariff and Price List. Qwest is requesting a February 9, 2009, effective date.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on

the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. Montana-Dakota Utilities Co. D2007.9.108 and D2008.9.112
Justin

On January 7, 2009, Montana-Dakota Utilities Co. (MDU) filed a motion for protective order to govern access to certain confidential information requested in this docket. MDU seeks issuance of a Commission protective order governing the treatment to be afforded the gas purchase costs and contracts.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

1. NorthWestern Corporation N2008.12.138 Justin

On January 15, 2009, the Commission issued Order No. 6970 granting NorthWestern Corporation's (NorthWestern) motion for a protective order for NorthWestern's natural gas yearly forecast storage volumes, the hard target prices and percentages, and the target volumes associated with long-term hedging strategies that have been requested in this docket.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2009.1.1 – AT&T Communications of the Mountain States, Inc. – Tariff Transmittal 2009-01, Revision to Access Services and Network Interconnection Services Tariff Regarding Billing and Collections Disputes

N2009.1.2 – Qwest Corporation - Tariff Transmittal 09-01, Revision to Exchange and Network Tariff and Price List – Remove Limitation on Qwest Choice Business Add-A Line (USOC PGOQN)

D2009.1.3 – Stillwater Utilities, LLC – Request for Approval of Sale and Transfer of Water System to Stillwater Estates County Water and Sewer District Effective December 31, 2008